

BROOKLYN OFFICE

Case No. CV 96-4849 (ERK)(MDG)
(Consolidated with CV 96-5161
and CV 97-461)

MEMORANDUM & ORDER

Process Guidelines and therefore eligible for payment. Each of these claims was first filed with the International Commission on Holocaust Era Insurance Claims ("ICHEIC"), which then forwarded the claims to the CRT for matching to Swiss insurance carriers and both of these claimants have previously received humanitarian payments from ICHEIC with respect to the same policies. The amounts of the humanitarian awards have therefore been deducted from the respective award amounts here.

A further five Awards relating to eight ICHEIC claimants are based on last name only matches to guarantees provided by *Union Re*, a former affiliate that since merged into Swiss Re.

The CRT recommends 29 No Match Decisions to 29 claims filed directly with the CRT. These claims were sent to the Swiss Participating Insurance Carriers for matching. According to the results of the matching performed by the carriers, no matching policies to these claims were located. The CRT notes that 18 of the 29 No Match Decisions involve claims which were received after the extended deadline for filing claims on 31 December 2004. With the Court's permission, these claims nevertheless were forwarded to the Swiss Participating Insurance Carriers for matching. No matches were located.

In light of all the foregoing, and in view of the provisions of Amendment No. 2 to the Settlement Agreement, the Claims Process Guidelines and the practice and precedents developed in previous insurance award batches and in the Deposited Assets context, it is hereby

ORDERED that payment in the amount of US \$253,711.97 be made to the claimants identified to the Court by the CRT;

ORDERED that for this payment, the Signatories of the Settlement Fund are hereby directed to transfer immediately US \$253,711.97 from the Settlement Fund to the Swiss Banks Settlement-Dormant Accounts-Payment Account; and

ORDERED that the referenced Award Denials, Inadmissibility Decisions and No Match Decisions are hereby approved for release to the relevant Claimants.

It is further ordered that the CRT shall provide the Court with the names and addresses of the class members who are receiving Awards, Award Denials, Inadmissibility Decisions and No Match Decisions, which information shall be filed with the Court under seal.

Dated: Brooklyn, New York
April 24, 2008

SO ORDERED:

s/Edward R. Korman

Edward R. Korman
United States District Judge